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Atty. Dkt. No. 029849-0206

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vaillant and Juteau

Title: ANTIVIRAL OLIGONUCLEOTIDES TARGETING HBV

Appl. No.: 10/661,088

Filing Date: 09/12/2003

Examiner:

Art Unit: 1614

CERTIFICATE OF MAILING
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INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

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Commissioner for Patents
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Sir:

I The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to OG Notice dated August 5, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

Applicants submit herewith on Form PTO/SB/08 a listing of the documents cited by or submitted to the U.S. PTO in related application Serial No. 10/661,403 also filed 09/12/2003. As provided in 37 CFR §1.98(d), copies of the documents are not being provided since they were

previously submitted to the United States Patent & Trademark Office in that application and are on file with the USPTO.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

The relevance of the foreign-language document is explained in the related application.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even

entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date November 23, 2004

By

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Attorney for Applicant
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1 of 13

Complete if Known	
Application Number	10/661,088
Filing Date	09/12/2003
First Named Inventor	Andrew Vaillant et al.
Group Art Unit	1614
Examiner Name	
Attorney Docket Number	029849-0206

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.[1]	U.S. Patent Document Number	U.S. Patent Document Kind Code[2] (*if known*)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS

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	A1	WO	93/24510					

NON PATENT LITERATURE DOCUMENTS

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	A3	ALLEN and CHONN, "Large Unilamellar Liposomes with Low Uptake into the Reticuloendothelial System," *FEBS Letters* 223(1):42-46 (1987)	
	A4	ARCHAMBAULT, *et al.*, "Phosphorothioate oligonucleotides inhibit the replication of lentiviruses and type D retroviruses, but not that of type C retroviruses," *Arch Virol* 139:97-109 (1994)	

Examiner Signature		Date Considered	

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	A5	BERKOW, *et al.*, "Nonsteroidal Anti-Inflammatory Drugs (NSAIDs)," *The Merck Manual of Diagnosis and Therapy*, 15th ed., 2499-2506 and 46-49 (1987)	
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				First Named Inventor	Andrew Vaillant et al.
				Group Art Unit	1614
(use as many sheets as necessary)				Examiner Name	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT				**Application Number**	10/661,088
				Filing Date	09/12/2003
				First Named Inventor	Andrew Vaillant et al.
				Group Art Unit	1614
(use as many sheets as necessary)				Examiner Name	
Sheet	9	of	13	Attorney Docket Number	029849-0206

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	A63	PEYMAN, *et al.*, "Inhibition of Viral Growth by Antisense Oligonucleotides Directed against the IE110 and the UL30 mRNA of Herpes Simplex Virus Type-1," *Biol. Chem. Hoppe-Seyler* 376:195-198 (1995)	
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	A71	STEIN and CHENG, "Antisense Oligonucleotides as Therapeutic Agents-Is the Bullet Really Magical?" *Science* 261:1004-1012 (1993)	
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	A79	TAKAKURA, *et al.*, "Uptake Characteristics of Oligonucleotides in the Isolated Rat Liver Perfusion System," *Antisense & Nucleic Acid Drug Develpmt.* 6:177-183 (1996)	
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	A94	ZAMECNIK, *et al.*, "Inhibition of replication and expression of human T-cell lymphotropic virus type III in cultured cells by exogenous synthetic oligonucleotides complementary to viral RNA," *Proc. Natl. Acad. Sci. USA* 83:4143-4146 (1986)	

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	A95	ZHOU and HUANG, "Targeted delivery of DNA by liposomes and polymers," *Journ. of Controlled Release* 19:269-274 (1992)	
	A96	International Search Report from PCT Application No. PCT/IB03/04573 dated Feb. 18, 2004.	

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